



BOSE McKINNEY & EVANS LLP



25267
PATENT, TRADEMARK OFFICE

2700 First Indiana Plaza
135 North Pennsylvania Street
Indianapolis, Indiana 46204
(317) 684-5000

17/Notice Appeal
Y. Smith
6/26/03

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 3611 }
Atty. Docket: 8266-0592 }
Applicants: Ruschke et al. }
Invention: MOTORIZED PROPULSION }
SYSTEM FOR A BED }
Serial No.: 09/853,802 }
Filed: May 11, 2001 }
Examiner: Luby, Matthew D. }

Certificate Under 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on June 9, 2003

Brenda Vandever

Dated: June 9, 2003

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the Final Rejection dated March 12, 2003 of the Examiner allowing claims 11 and 30-33 and rejecting claims 8-10, 12-29, and 34-40. If necessary, please consider this a Petition for Extension of Time to effect a timely response.

The Commissioner is hereby authorized to charge any additional fees which may be required to the account of Bose McKinney & Evans LLP Deposit account No. 02-3223. A duplicate copy of this sheet is enclosed.

Please call the undersigned at (317) 684-5273 if any questions arise in connection with this paper.

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Respectfully submitted,

BOSE McKINNEY & EVANS LLP

William S. Meyers
Reg. No. 42,884

Indianapolis, Indiana
(317) 684-5273

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GROUP 3600

BOSE MCKINNEY & EVANS LLP



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PATENT APPLICATION

Applicant: Ruschke et al.
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Attorney Docket No.: 8266-0592



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COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Notice of Appeal in the above-identified application:

The fee has been calculated as shown below:

_____	An Extension of Time for _____ month(s) is hereby requested under 37 C.F.R. 1.136(a). The required fee for filing this extension is:	_____
<u> X </u>	Notice of Appeal. The required fee for filing the Notice is:	<u> \$320 </u>
TOTAL FEE FOR THIS AMENDMENT		
<u> X </u>	A check in the amount of <u> \$320 </u> to cover the total fee for this amendment is attached.	_____

The Commissioner is hereby authorized to charge any filing fees under 37 C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during the prosecution of this application, or credit of any overpayment, to Bose McKinney & Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is enclosed.

Attorney of Record
Printed Name: William S. Meyers
Registration No.: 42,884

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GROUP 3800